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UNITED STATES BANKRUPTCY APPELLATE PANEL

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OF THE NINTH CIRCUIT

## OF THE NINTH CIRCUIT

UNITED STATES BANKRUPTCY APPELLATE PANEL

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OF THE NINTH CIRCUIT

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In re:	)	BAP No. NV-07-1021
	)	ITY
USA COMMERCIAL MORTGAGE CO.;	)	Bk. Nos. S-06-10725 LBR
USA CAPITAL REALTY ADVISORS,	)	S-06-10726 LBR
LLC; USA CAPITAL DIVERSIFIED	)	S-06-10727 LBR
TRUST DEED FUND; USA CAPITAL	)	S-06-10728 LBR
FIRST TRUST DEED FUND, LLC;	)	S-06-10729 LBR
USA SECURITIES, LLC,	)	(Jointly Administered)
	)	
Debtors.	)	
	)	
THE LENDERS PROTECTION GROUP;	)	
CHARLES B. ANDERSON TRUST;	)	
RITA P. ANDERSON TRUST;	)	
BALTES COMPANY; KEHL FAMILY	)	
MEMBERS; MOJAVE CANYON, INC.,	)	
	)	
Appellants,	)	
v.	)	
USA COMMERCIAL MORTGAGE CO.,	)	
et al.,	)	
	)	
Appellees.	)	
	)	

2007 CV 00072-RCJ-GWF

ORDER GRANTING  
TEMPORARY STAY

Before: KLEIN and PAPPAS, Bankruptcy Judges.

The Panel has received and considered appellants' emergency motion for a temporary stay to preserve the status quo long enough to allow briefing and consideration of a longer stay pending appeal.

This is an appeal from an order confirming the debtors' third amended joint plan of reorganization, entered January 8, 2007.

The request for a temporary stay contained in the motion is hereby ORDERED GRANTED to maintain the status quo while further briefing takes place, and while the Panel further considers the parties' papers. No bond shall be required for this temporary stay.

Absent further order of the Panel, this temporary stay will expire by its own terms at 11:59 p.m. PST on February 20, 2007.

Appellees shall file and serve a response to the stay motion so that it is actually received by the BAP Clerk's Office and by appellants no later than **5:00 p.m. on January 29, 2007**.

Appellants may file and serve a reply so that it is actually received by the BAP Clerk's Office and by appellees no later than **5:00 p.m. on February 5, 2007**.

In their papers, all parties should identify any reason why an expedited briefing schedule on the merits of this appeal should not be issued immediately.

Appellants shall as soon as practicable, but in no event later than 12:00 Noon, PST, January 18, 2007, serve all other parties listed in the amended notice of appeal with a copy of this order by facsimile, e-mail or other expedited means designed to give immediate notice. Appellants shall promptly file with the BAP a proof of service thereof.